IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition No. 214 of 2006 (M/S)

Diwan Singh ……. Petitioner

Versus

Civil Judge (J.D), Pithoragarh and others ……. Respondents

……

Hon'ble V.K. GUPTA, C.J.

Mr. B.S. Adhikari, Advocate for the petitioner.

Mr. Sudhir Kumar, Brief Holder for the respondents.

After arguing for a while, the leaned counsel for the petitioner, seeks to withdraw this petition as well as the application filed by the petitioner-plaintiff in the trial Court under Order VI Rule 17 of the Code of Civil Procedure for amendment of the plaint, which application was rejected by the trial Court vide the impugned order dated 23.12.2005.

While seeking to withdraw this petition and the aforesaid amendment application, the petitioner also prays to this Court to grant him liberty to file a fresh application for amendment of the Plaint seeking the relief of compensation.

Prayer allowed.

The writ petition is dismissed as withdrawn.

(V.K. Gupta, C.J.)
27.06.2008

A